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AP/723

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**PATENT**

Attorney Docket No. 440919/Pall

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

DIEMER et al.

Group Art Unit: 1723

Application No. 09/868,425

Examiner: Marianne S. Ocampo

Filed: June 15, 2001

For: MODULE FILTER COMPRISING  
AT LEAST ONE ADMISSION FOR  
THE NON-FILTRATE AND AT  
LEAST ONE DISCHARGE FOR  
THE FILTRATE AND  
COMPRISING AT LEAST ONE  
FILTER MODULE

**REVOCATION OF FORMER POWERS OF ATTORNEY AND NEW POWER  
OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST UNDER 37 CFR 3.73(b)**

U.S. Patent and Trademark Office  
220 20th Street S. Customer Window, Mail Stop  
Commissioner for Patents  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Dear Sir:

Submitted herewith is a Revocation of Former Powers of Attorney and New Power of Attorney by Assignee of Entire Interest Under 37 CFR 3.73(b), which has been signed by the Assignee. Also submitted is a copy of name change documents (in German with a translation into English) for Seitz-Schenk Filtersystems GmbH who changed its name to Pall Seitz-Schenk Filtersystems GmbH on July 29, 2002.

Respectfully submitted,

Jeremy M. Jay, Reg. No. 33,587

LEYDIG, VOIT & MAYER

700 Thirteenth Street, N.W., Suite 300

Washington, DC 20005-3960

(202) 737-6770 (telephone)

(202) 737-6776 (facsimile)

Date:

29 June 2004



PATENT  
Attorney Docket No. 440919/PALL

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

DIEMER et al.

Group Art Unit: 1723

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**REVOCATION OF  
FORMER POWERS OF ATTORNEY AND  
NEW POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST**

U.S. Patent and Trademark Office  
220 20th Street S. Customer Window, Mail Stop  
Commissioner for Patents  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

Seitz-Schenk Filtersystems GmbH (hereinafter the "assignee") is the assignee of record of the entire interest of the above-identified U.S. patent application, and has a place of business at Planigerstr. 137, D-55543 Bad Kreuznach, Fed. Rep. Germany.

Seitz-Schenk Filtersystems GmbH changed its name to Pall Seitz-Schenk Filtersystems GmbH on July 29, 2002 as evidenced by the attached copy of name change documents (in German with a translation into English) from the legal secretary as court clerk of the local court in Bad Kreuznach, Germany.

Pursuant to 37 CFR 3.73(b), the undersigned has reviewed evidentiary documents establishing a chain of title from the inventor(s) to the assignee and, to the best of the undersigned's knowledge and belief, certifies that title is in the assignee. An assignment from the inventor(s) to the assignee was recorded in the U.S. Patent and Trademark Office on June 15, 2001, at Reel 011976, Frame No. 0642.

The assignee hereby revokes all previously given powers of attorney and appoints the following as its attorneys to prosecute and transact all business in the U.S. Patent and Trademark Office connected with the application, including the following: to receive all documents issued by the U.S. Patent and Trademark Office based thereon; to file continuation,

In re Appln. of DIEMER et al.  
Application No. 09/868,425

continuation-in-part and divisional applications based thereon; to pay any and all fees, including maintenance fees for any resulting patent; and to file for reissues and extensions and to request reexamination of any resulting patent. All such powers are to be exercised separately or collectively.

Please recognize Leydig, Voit, & Mayer as Attorneys in this case: Customer Number 23548.

23548

The assignee requests that correspondence concerning this application be directed to Leydig, Voit & Mayer: Customer Number 23548.

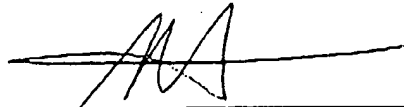
23548

The assignee also requests that all telephone calls be directed to Jeremy M. Jay at (202) 737-6770.

Date:

June 29, 2004

Signature



Mary Ann Bartlett

*Typed or printed name of person authorized to sign on behalf of Assignee*

Secretary, Pall Seitz-Schenk FilterSystems GmbH  
Title



Rückseite von Blatt

HR B 3495

Amtsgericht

K 1452/2000

1. Eintragung a) Firma b) Sitz c) Gegenstand des Unternehmens	2. Grund- oder Stammkapital DM	3. Vorstand Persönlichkeits- Gesellschafter Geschäftsführer Aufsichtsrat	4. Prokura	5. Rechtsverhältnisse	6. Bemerkungen
a) 17. Februar 1998 b) Jöckel	3	4	1	8	a) 17. Februar 1998 b) Jöckel
a) 4. Mai 1998 b) Jöckel					a) 4. Mai 1998 b) Jöckel
a) 21. September 1999 b) Jöckel					a) 21. September 1999 b) Jöckel
a) 8. September 1999 b) Jöckel	ZUR 8.000.000,--				a) 8. September 1999 b) Jöckel
a) 16. Oktober 1999 b) Jöckel					a) 16. Oktober 1999 b) Jöckel

Die Gesellschafterversammlung vom 28. Januar 1998 hat die Satzung in § 4 (Geschäftsjahr) geändert und neu gefasst.

Die Gesellschaft hat mit der "Gemeinliche Filtertechnik GmbH" in Eschborn (herrschendes Unternehmen) am 27. März 1998 mit Zustimmung der Gesellschafterversammlung von gleichen Tage einen Beherrschungsvertrag abgeschlossen.

Dr. Erbil Turgay wurde zum Geschäftsführer bestellt.

Die Gesellschafterversammlung vom 27. August 1999 hat das Stammkapital von 15.050.000,-- DM auf Euro 17.691.942,811 umgestellt und zunächst um 7,19 Euro auf 7.691.950,-- Euro erhöht.

Sodann wurde das Stammkapital um weitere 105.050,-- Euro auf insgesamt 8.000.000,-- Euro erhöht zum Zwecke der Veranschlagung mit der "Schenk-Filterbau GmbH" mit Sitz in Wiesbaden.

Die Satzung wurde entsprechend in § 3 geändert.

Die Gesellschaft ist durch Übertragung des Vermögens der "Schenk Filterbau Gesellschaft mit beschränkter Haftung" in Haldeletten mit dieser Gesellschaft verschmolzen durch Aufnahme aufgrund des Verschmelzungsvertrags vom 27. August 1999, des die Gesellschafterversammlungen der beteiligten Rechtsträger am gleichen Tag zugestimmt haben. Die Firma der Gesellschaft und entsprechend § 1 Abs. 1 der Satzung ist geändert.

a) 17. Februar 1998  
b) Jöckel

a) 4. Mai 1998  
b) Jöckel

a) 21. September 1999  
b) Jöckel

a) 8. September 1999  
b) Jöckel

a) 16. Oktober 1999  
b) Jöckel

## Amtsgericht Bad Kreuznach

HR B 3495

Tausender Hunderte Zehner  
2000Tausender Hunderte Zehner  
1000

Elaf 2

1	2	3	4	5	6	7	8	9	10
a) Firma b) Sitz c) Gegenstand des Unternehmens	Grund- oder Stammkapital DM	Vorstand Persönlich haftende Gesellschafter Geschäftsführer Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen				
11 a) Seitz-Schlenk Filtersystems GmbH				Die Gesellschafterversammlung vom 10. November 1992 hat die Satzung in § 1 Abs. 1 (Schreibweise des Firmennamens) und § 4 (Geschäftsjahr) geändert und neu gefasst.	a) 8. Dezember 1992 (Jöckel)				
12			Gesamtprokuristen: - Roland Schlenker, geb. 27.02.22, Schwäbisch Gmünd; - Dr. Dietmar Oechsle, geb. 01.02.1953, Schwäbisch Gmünd; - Erhard Loths, geb. 25.04.1960, Tamm; - Dr. Thomas Schneider, geb. 29.1.1963, Süssen. Jeder von ihnen ist berechtigt, die Gesellschaft in Gemeinschaft mit einem Geschäftsführer oder einem Procuristen zu vertreten. Die Prokura Dr. Alfred Horst Jöckel ist erloschen.		a) 24. März 2000 (Jöckel)				
13				Die Gesellschafterversammlung vom 26.05.2000 beschloss die Aufassung des Geschäftsvertrages. Klaus Marck ist nicht mehr Geschäftsführer.	a) 7. Juni 2000 (Jöckel)				
4			Gesamtprokurist: Dr. Gerhard Strohm, * 20.09.1956, Daxheim. Er vertritt gemeinsam mit einem Geschäftsführer oder einem weiteren Procuristen.		a) 4. Dezember 2000 (Jöckel)				
15			Die Prokura Heinz Gryska ist erloschen.	Der zwischen der Gesellschaft und der "USF Filtration & Separations GmbH" in Bad Kreuznach bestehende Scher- stungsvertrag wurde mit Wirkung zum 01. Januar 2000 aufgehoben.	a) 12. Januar 2000 (Jöckel)				
15			Die Prokura Dr. Thomas Schneider ist erloschen.		a) 12. Mai 2001 (Jöckel)				

## Amtsgericht Bad Kreuznach

## Rückseite von Blatt

HR B 3495

Blatt

Nr. der In- schr.	a) Firma b) Sitz c) Gegenstand des Unternehmens	Gründ- oder Stammkapital DM	Vorstand Persönlich haftende Geschäftsführer Abwickler	Prokura	Rechtsverhältnisse	a) Tag der Eintragung und Unterschrift b) Bemerkungen
1	2	3	4	5	6	7
17					Die Gesellschaft ist durch Übertragung des Vermögens der "Internag Gesellschaft mit beschränkter Haftung, Gesellschaft für Bautechnik" mit Sitz in Bodenheim mit dieser Gesellschaft verschmolzen durch Aufnahme zugrunde des Verschmelzungsvorgangs vom 28. 08. 2001, dem die Gesellschaftslieferanten der beteiligten Rechtsträger an gleichen Tag zugestimmt haben.	a) 18. Dezember 2001 <i>J. Jöckel</i> (Jöckel) Verschmelzungsvertrag, Beschlüsse 81. 16 ff SdD, übertragende Gesellschaft: 30 HRB 50 96 Mainz
18				Der Geschäftsführer Dr. Erbil Turgay ist nunmehr befugt, die Gesellschaft bei Rechtsgeschäften mit sich selbst oder als Vertreter eines Dritten zu vertreten (Befreiung von § 181 BGB).		a) 19. Dezember 2001 <i>J. Jöckel</i> (Jöckel)
19			Die Prokuren Roland Schienker und Erhard Loths sind erloschen.			a) 8. März 2002 <i>J. Jöckel</i> (Jöckel)
20	a) Pall Seltzschent Filialsystems GmbH				Die Gesellschaftsverordnung vom 02. Juli 2002 hat die Satzung in den §§ 1 Abs. 1 (Firma) und 10 (Geschäftsjahr) geändert und neu gefasst.	a) 29. Juli 2002 <i>J. Jöckel</i> (Jöckel)
21	Heinz Ulrich Hensgen, * 04. 02. 1952, Gründau				Dr. Erbil Turgay ist nicht mehr Geschäftsführer. Heinz Ulrich Hensgen wurde zum Geschäftsführer bestellt. Er ist befugt, die Gesellschaft bei Rechtsgeschäften mit sich selbst oder als Vertreter eines Dritten zu vertreten (Befreiung von § 181 BGB).	a) 14. Oktober 2002 <i>J. Jöckel</i> (Jöckel)



**Certified translation from German into English**

**HRB 3495**

Local Court Bad Kreuznach						
Register number	a) Company b) Domicile of the company c) Object of the company	Capital Stock	Board of Directors Personally liable partner Managing Director Liquidator	"Prokura" (Joint signature)	Legal Relationships	a) Day of registration w signatures b) Comments
1	2	3	4	5	6	7
1	<p>a) <u>Seitz-Filter-Werke GmbH</u> b) <u>Bad Kreuznach</u> c) Production and distribution of filter material of any kind, of apparatuses and machines for filtration and processing of media of any kind as well as the exploitation of patents and of other property rights. The company may establish subsidiaries and branch offices within the country and abroad, may participate in other companies and, in other respects, may operate any business that is connected to the object of the company or is apt to promote it</p>	<p>50.000,00,-</p>	<p>Klaus Mierck Businessman Bad Kreuznach</p>	<p>Collective „Prokura“ - Sigbert Föhlbing, Firtfeld - Heinz Grotka, Bad Kreuznach - Horst Blitz, Föhlbing - Dr. Ing. Alfred Hess, Jörg Slezern, Bad Kreuznach / Each of them represents together with a managing director or one of the other „Prokurists“</p>	<p>Limited liability company established by articles of incorporation of November 6, 1995 and changed afterwards. The meeting of shareholders of May 31, 1996 has resolved the amendment of the articles of incorporation section 1, subsection 2 and has moved the domicile of the company from Köln to Bad Kreuznach. Section 2 (Object of the Company) was also amended as well as Section 3 (Capital Stock) and Section 4 (Business Year). The company has one or several managing directors. Has only one managing director been appointed, he has the sole power of representation. Are there several managing directors, the company will be represented by two managing directors together or by one managing director together with a „Prokurist“. The sole power of representation and the release from the prohibition of section 181 Civil Code may be granted. Robert C. Spender has ceased to be managing director. Mr. Klaus Alarck has been appointed as Managing Director. He always has the sole power of representation and is released from the restrictions of section 181 Civil Code.</p>	<p>a) June 20, 1996 (check) a) JIRA 2082; up to now: AG Köln HRB 26820</p>
2		<p>15.050.000,-</p>		<p>Collective „Prokurist“ Dr. rer. nat. Rüdiger Tünger, Rostreheim He represents together with a managing director another „Prokurist“ or a proxy holder</p>	<p>The meeting of shareholders of February 26, 1997 resolved the increase of the capital stock of DM 30.000,00 by DM 10.000,00 to DM 10.050,00 and related to it, the change of section 3 of the articles of incorporation. The meeting of shareholders of the same day resolved the increase of the capital stock in the course of capital increase by way of non-cash capital contribution by another DM 5.000,00 from DM 10.050,00 to DM 15.050,00 and changed section 1 of the articles of incorporation accordingly.</p>	<p>a) July 25, 1996 See footnote 3 (check) a) April 28, 1997 See footnote 3 (check)</p>
3				<p>Collective „Prokurist“ Anni Dutsch, Bretzenheim She represents together with a managing director another „Prokurist“</p>		<p>c) June 10, 1997 See footnote 3 (check)</p>

Some things in the original are also underlined in black.

Please note: whatever is underlined within this text has been expired and substituted with the appropriate notice of cancellation.

<sup>22</sup> Person holding the "Prokura" = joint signature

Original Signature



## HRB 3495

## Local Court Bad Kreuznach

Registration Number	a) Company b) Domicile of the company c) Object of the company	Capital Stock DM	Board of Directors Personally liable partner Managing Director Liquidator	"Prokura" (Joint signature)	Legal Relationships	a) Day of Registration and signature b) Contents
	2	3	4	5	6	7
6					The meeting of shareholders of January 28, 1998 has annulled and reformulated the articles of incorporation in Section 4 (Business Year)	a) February 17, 1998 (Jöckel)
7					The company has concluded with „Memmes Filtertechnik GmbH“ in Eschborn (dominating company), a domination agreement on March 27, 1998, with the approval of the meeting of shareholders of the same day	a) May 4, 1998 (Jöckel) b) domination agreement, resolution meeting of shareholders of 111 ff SdBG, AG Frankfurt/M HRD 29568
8			Dr Erbil Turgey, born October 29, 1953, Frankfurt/Main	The „Prokura“ of Dr. Erbil Turgey is expired	Dr. Erbil Turgey has been appointed as Managing Director	a) February 23, 1999 see footnote 1 (Jöckel) b) Nov. 1999 Filtertechnik & Squarations GmbH after change of company name
9		EURO 8,000,000.00			The meeting of shareholders of August 27, 1999 converted the capital stock from DM 15,050,000.00 DMK to Euro (7,694,942.01) and increased it for the time being by Euro 7.19 to Euro 7,694,940.00 Then the capital stock was further increased by Euro 205,050.00 to a total of Euro 8,900,000.00 for the purpose of the combination with „Scherk Filterbau GmbH“ with headquarters in Waldalzen Section 3 of the articles of incorporation has been changed accordingly	a) September 8, 1999 see footnote 1 (Jöckel)
10	a) <u>Seitz-Scherk Filtersysteme GmbH</u>				This corporation is merged by conveyance of the property of „Scherk Filterbau Gesellschaft mit beschränkter Haftung in Waldalzen“ with this corporation by merger on the basis of the merger agreement of August 27, 1999 in which the meeting of shareholders of the entity involved agreed the same day. The name of the company and accordingly section 1 Para. 1 of the articles of incorporation has been changed	a) October 26, 1999 See footnote 1 (Jöckel) b) merger agreement resolutions P. 144 ff SdBG Assigning corporation: AG Schwaibach-Gmund HRB 83

Local Court Bad Kreuznach						
HRB 3495						
Registration Number	a) Company b) Domicile of the company c) Object of the company	Capital Stock DM	Board of Directors Personally liable partner Managing Director Liquidator	"Prokurist" (Joint signature)	Legal Relationships	a) Day of Registration and signatures b) Concurants
1	1	3	4	5	6	7
11	a) <u>Seitz-Stückent Filteranlagen GmbH</u>				The meeting of shareholders of November 12, 1999 has changed and resubmitted the articles of incorporation in Paragraphs 1 Section 1 (spelling of company name) and 4 (business year)	a) Dec. 8, 1999 see footnote 3 (Jöckel)
12				Collective "Prokurist": Roland Schenkler, born on February 27, 1953, Schwäbisch Gmünd; Dr. Dietmar Ochsle, born on February 14, 1953, Schwabtech Gmünd; Eberhard Lohs, born on April 25, 1960, Taima; Dr. Thomas Schneider, born on November 29, 1963, Süssal. Each of them is entitled to represent the company together with a managing director or a "Prokurist". The "Prokurist" of Dr. Alfred Horst Jörg Sievert is expired.		a) March 24, 2000 (Jöckel)
13					The meeting of shareholders of May 26, 2000 determined a revised version of the shareholder's agreement. Klaus Merck has ceased to be Managing Director.	a) June 7, 2000 (Jöckel)
14				Collective "Prokurist": Dr. Gerhard Strohml, born on September 28, 1956, Dexheim. He represents together with a managing director or with another "Prokurist".		a) December 4, 2000 (Jöckel)
15				The "Prokurist" of Heinz Gryski is expired.	The domination agreement concluded between the company and "LSF Filtration and Separations GmbH" in Bad Kreuznach was expired as of January 1 <sup>st</sup> 2000.	u) January 12, 2001 (Jöckel)
16				The "Prokurist" of Dr. Thomas Schneider is expired.		a) May 22, 2001 (Jöckel)

Local Court Bad Kreuznach						
Registration Number	a) Company b) Domicile of the company c) Object of the company	Capital Stock DM	Board of Directors Personally liable partner Managing Director Liquidator	"Prokura" (Joint signature)	Legal Relationships	a) Day of Registration and signatures b) Citations
1	2	1	4	5	6	7
17					This corporation is merged by conveyance of the property of „Interning Gesellschaft mit beschränkter Haftung, Gesellschaft für Bautechnik“ head office in Badenheim, with this corporation by merger on the basis of the merger agreement of August 28, 2001 to which the meeting of shareholders of the entity involved agreed the same day	a) Dec. 18, 2001 (Jöckel) b) merger agreement resolutions P. 16 ff SdDd, Assigning corporation: 90 HRB 58 AG Mainz
18					The Managing Director, Dr. Erbil Turgay is now authorized to represent the company in case of legal transactions with itself or as a representative of a third party (exemption from Para. 181 BGB (German Civil Code))	a.) December 19, 2001 (Jöckel)
19				The „Prokura“ for Roland Schlenker and Erich Loth is expired.		a) March 8, 2002 (Jöckel)
20	a) Pall Seitz-Schenk Filtersystems GmbH				The meeting of shareholders of July 2, 2002 has changed and reformulated the articles of incorporation in Paragraphs 1 Section 1 (company) and 10 (business year)	a) July 29, 2002 (Jöckel)
21			Heinz Ulrich Hensgen, born on February 4, 1952, Gröndau		Dr. Erbil Turgay has ceased to be Managing Director. Heinz Ulrich Hensgen has been appointed as Managing Director. He is authorized to represent the company in case of legal transactions with itself or as a representative of third parties (exemption from Para. 181 BGB-German Civil Code)	a) October 14, 2002 (Jöckel)

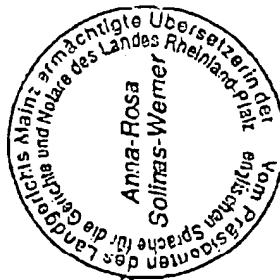
Stamp: Local Court Bad Kreuznach

Stamp: This is to certify the conformity of the above photocopies with the entries in the register

Bad Kreuznach, November 18, 2002

Legal secretary as court clerk of the local court

I herewith confirm that the above translation of an original photocopy given to me in German is correct.



Anna-Rosa Solinas-Werner